

Message Text

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ORIGIN EB-08

INFO OCT-01 EUR-12 ISO-00 JUSE-00 AID-05 CEA-01
CIAE-00 COME-00 EA-12 FRB-01 INR-10 IO-14 NEA-11
NSAE-00 ICA-20 OPIC-06 SP-02 TRSE-00 LAB-04
SIL-01 AGRE-00 OMB-01 SS-15 L-03 /127 R

DRAFTED BY EB/IFD/BP:T A SCHLENKER:BT
APPROVED BY EB/IFD/BP:HARVEY J. WINTER
EUR/NE:D GOODMAN
JUSTICE:J CURLEY
EUR/RPE:R LA MANTIA

-----004906 271752Z /50

R 270059Z MAY 78
FM SECSTATE WASHDC
TO AMEMBASSY LONDON
INFO AMEMBASSY PARIS
AMEMBASSY BRUSSELS

UNCLAS STATE 135622

USEEC, USOECD

E.O. 11652:N/A

TAGS: ETRD, US, UK

SUBJECT: ANTITRUST: INVESTIGATION OF LICENSING ARRANGEMENTS

1. DEPARTMENT OF JUSTICE HAS INFORMED DEPARTMENT THAT
QUOTE THE ANTITRUST DIVISION IS CURRENTLY INVESTIGATING
POSSIBLE ANTICOMPETITIVE ASPECTS OF LICENSING ARRANGEMENTS
AMONG NATIONAL RESEARCH DEVELOPMENT CORPORATION OF GREAT
BRITAIN, COURTAULDS LTD. OF GREAT BRITAIN AND HERCULES,
INC. OF THE UNITED STATES. THE ARRANGEMENTS IN QUESTION
INVOLVE LICENSE AGREEMENTS RESTRICTING THE MANUFACTURE AND
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SALE OF CARBON FIBERS.

2. QUOTE PURSUANT TO THIS INVESTIGATION, THE ANTITRUST
DIVISION PROPOSES TO SEND TO NATIONAL RESEARCH DEVELOPMENT
CORPORATION, A REQUEST FOR THE VOLUNTARY PRODUCTION OF
DOCUMENTS CONSISTING OF EXHIBITS OFFERED IN EVIDENCE BY
THE FIRM IN A RECENTLY SETTLED PATENT INFRINGEMENT SUIT,

THE TRANSCRIPT OF TESTIMONY FROM THAT LITIGATION, THE SETTLEMENT AGREEMENT AND RELATED DOCUMENTS, AND TWO ADDITIONAL DOCUMENTS WHICH APPEAR TO BEAR ON THE ANTITRUST ISSUE. UNQUOTE.

3. THE TRIAL IN QUESTION WAS HELD IN DELAWARE BUT THE EXHIBITS IN EVIDENCE AND SOME OF THE OTHER DOCUMENTS ARE NOT AVAILABLE IN THE US. JUSTICE WILL EXPLAIN IN DETAIL EXACTLY WHAT DOCUMENTS IT IS REQUESTING. THE LETTER TO NATIONAL RESEARCH DEVELOPMENT CORPORATION WOULD NOT BE SENT BEFORE JUNE 2. EMBASSY IS REQUESTED TO INFORM HOST GOVERNMENT OF THE ABOVE UNDER PROVISIONS OF THE 1967 OECD RECOMMENDATION AND REPORT ANY REACTION. VANCE

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 jan 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: ANTITRUST, DOCUMENTS, INVESTIGATIONS, LICENSES, TRADE CONTROLS, SYNTHETIC FIBERS, TRIALS
Control Number: n/a
Copy: SINGLE
Draft Date: 27 may 1978
Decaption Date: 01 jan 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 jan 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1978STATE135622
Document Source: CORE
Document Unique ID: 00
Drafter: T A SCHLENKER:BT
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D780225-0028
Format: TEL
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1978/newtext/t19780511/aaaaaitj.tel
Line Count: 75
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: b56c3895-c288-dd11-92da-001cc4696bcc
Office: ORIGIN EB
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: n/a
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 29 mar 2005
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: N/A
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 2536784
Secure: OPEN
Status: NATIVE
Subject: ANTITRUST: INVESTIGATION OF LICENSING ARRANGE- MENTS
TAGS: ETRD, EIND, US, UK, JUS, COURTAULDS LTD, HERCULES INC
To: LONDON
Type: TE
vdkgvwkey: odbc://SAS/SAS.dbo.SAS_Docs/b56c3895-c288-dd11-92da-001cc4696bcc
Review Markings:
Sheryl P. Walter
Declassified/Released
US Department of State
EO Systematic Review
20 Mar 2014
Markings: Sheryl P. Walter Declassified/Released US Department of State EO Systematic Review 20 Mar 2014